

O'Tormey, Sean P (FAA)

From: Reaves, David (FAA)
Sent: Monday, November 15, 2021 11:19 AM
To: Ray Anders
Cc: O'Tormey, Sean P (FAA)
Subject: RE: Request for Information # 2 - Kona Drone Service LLC, (Docket FAA-2021-0921) - response required by December 3, 2021

Mr. Anders,

Thank you for the information regarding your plans going forward. I am allowed to offer a final extension to the deadline for reply to the request for information (RFI) #2. The new deadline is Friday, December 3rd, 2021.

What You Need To Do:

If you want the FAA to process your request any further, you must send the information described above by Friday, December 3rd, 2021, before 11:59PM ET. We will consider your petition request open during this period.

Please submit the additional information (non-proprietary) as a comment to your docket at www.regulations.gov, and save the tracking number generated after submission. Proprietary information may be submitted electronically to David Reaves at david.reaves@faa.gov and Sean O'Tormey at sean.p.o'tormey@faa.gov.

If the FAA Does Not Receive the Requested Information From You:

If the FAA does not receive the requested information from you by the date indicated above, the FAA will take no further action on this petition and close the matter without notifying you further. If you have any questions you may contact me at the telephone number below. Thank you.

Sincerely,



David Reaves

Aviation Safety Inspector
Operations Group | AFS-830

Flight Standards Service
800 Independence Ave, SW
Washington, DC 20591
Text | Phone (717) 473-0231

WARNING: The information contained in this message is legally privileged and confidential information. It is intended for the use of the individual(s) named in the address. If the reader of this message is not the intended recipient, you are hereby notified that any use, dissemination, distribution, or copying of this message is strictly prohibited. If you have received this message in error, please notify the sender immediately. This record may also contain Sensitive Security Information that is controlled under 49 CFR Parts 15 and 1520. No part of this record may be disclosed to persons without a "need to know", as defined in 49 CFR Parts 15 and 1520, except with the written permission of the Administrator of the Federal Aviation Administration or the Secretary of Transportation. Unauthorized release may result in civil penalty or other action. For U.S. Government agencies, public disclosure is governed by 5 U.S.C. 552 and 49 CFR Parts 15 and 1520.

From: Ray Anders <randers@skycrane.us>
Sent: Thursday, November 11, 2021 12:32 PM
To: Reaves, David (FAA) <david.reaves@faa.gov>
Cc: sam@rocoza.com

Subject: Re: Request for Information # 2 - Kona Drone Service LLC, (Docket FAA-2021-0921) - response required by November 23, 2021

Mr Reaves,

Thank you for your prompt response. This email is a courtesy heads-up to you that KDS will be working with Rocoza to submit the required documents to proceed with the KDS exemption. There may be a requirement to extend the time line beyond November 23. I am assuming that this would not be a problem. You should be hearing from Rocoza soon.

Respectfully,
Ray Anders

On Wed, Nov 10, 2021, at 3:33 AM, Reaves, David (FAA) wrote:

Mr. Ray Anders
Kona Drone Service LLC
75-5503 Mamalahoa Highway
Holualoa, HI 96725

Mr. Anders:

[This email is to inform you that the following information is required to continue processing your petition for exemption for Kona Drone Service, LLC, Docket FAA-2021-0921.](#) We request you provide the following information to us no later than November 23, 2021:

1. Thank you for clarifying that you mean to point to similarities in Exemption No. 18799 (Rocoza, LLC) in your petition for exemption. Please be advised that the Rocoza, LLC exemption was based upon it's similarity to Exemption No. 18009 (Powers): "In Grant of Exemption No. 18009 (copy enclosed), the FAA found that a grant of exemption...". Petitioners who have been issued similar grants of exemption to No. 18009 have provided an equivalent level of safety through a comprehensive flight operations and procedures manual, a comprehensive training and certification program, and a comprehensive operational risk and safety manual. Therefore, your petition for exemption must be similar in all aspects to 18009, otherwise, we must consider your petition as precedent setting. Please clarify your request.
2. Because we are assuming your petition will be based on Powers (see Exemption No. 18009), and because petitioners who have been issued similar grants of exemption to No. 18009, have all included, as part of their risk mitigation strategy the following documents, we again request you provide the following:
 - A comprehensive training and certification program. Petitioners who have been issued similar grants of exemption (see Exemption No. 18009) have provided a comprehensive training and certification program. Your operator's training program should be a comprehensive training course tailored for the proposed operations that includes theory and practical components, a pilot theory exam, and supervised operational familiarization training on agricultural spraying. Additionally, the training program requirements should include examination, flight test, and continued periodic training. Should you choose not to provide this documentation, please confirm if you want the FAA to consider your petition based upon use of check lists only.

- A comprehensive operational risk and safety manual containing a detailed risk analysis specific to your operation. The information you provided in response to our first RFI is not a suitable alternative means of compliance because it does not provide an equivalent level of safety to the exempted regulations. It is not an operational risk and safety manual similar to that provided by petitioners who have been issued similar grants of exemption (see Exemption No. 18009). The operational risk and safety manual should identify risks specific to your operation, provide procedures to mitigate those risks, and determine whether the residual risk level is acceptable. Please provide an updated manual.
- Thank you for providing your Operations and Procedures Manual. The information you provided in response to our first RFI is not a suitable alternative means of compliance because it does not provide an equivalent level of safety to the exempted regulations. The flight operations and procedures manual should include flying procedures, pre-and post-flight procedures (yours does), and emergency procedures. Please provide an updated manual.

Please submit the additional information (non-proprietary) as a comment to your docket at www.regulations.gov, and save the tracking number generated after submission. Proprietary information may be submitted electronically to David Reaves at david.reaves@faa.gov and Sean O'Tormey at sean.p.o'tormey@faa.gov.

If you want us to process your request any further, we must receive the information described above by November 23, 2021. If we do not receive the information, we will close the docket without notifying you further. If you have any questions or require additional time you may email us or call (717) 473-0231. Thank you.

Sincerely,



David Reaves

Aviation Safety Inspector
Operations Group | AFS-830

Flight Standards Service
800 Independence Ave, SW
Washington, DC 20591
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